

Faye A. Flowers

Special Counsel

Telephone: 803.253.8912 Direct Fax: 803.253.1008 fayeflowers@parkerpoe.com Charleston, SC Charlotte, NC

Columbia, SC

Myrtle Beach, SC

Raleigh, NC Spartanburg, SC

July 28, 2010

Via Electronic Filing and Hand Delivery

The Honorable Jocelyn Boyd Chief Clerk and Administrator Public Service Commission of South Carolina 101 Executive Center Drive Columbia, SC 29210

Application for Approval of the Merger of DukeNet Communications, LLC and DukeNet OpCo, LLC (operating as DukeNet Communications, LLC after the transaction)

Docket No. 2010-240-C

Dear Ms. Boyd; Joselyn

Attached for filing with the Commission please find the original Affidavits of Publication for the Notice of Filing in connection with the above-referenced Docket. By copy of this letter we are serving all parties of record with copies of the Affidavits of Publication.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Faye A. Flowers

FAF/ccq Attachments

cc: Florence P. Belser, Esquire (via email and U.S. Mail)

PUBLIC SERVICE SOUTH CAROLINA CLERK'S OFFICE

NOTICE OF FILING

DOCKET NOS. 2010-240-C, 1998-376-C & 1995-371-C Duke Energy Corp. ("Duke Energy"), Duke Energy Services, Inc. ("DES"), DukeNet Com-("DES"), DukeNet Communications, LLC
("DukeNet"), DukeNet
VentureCo, Inc. ("Selier"), DukeNet Communications Holdings, LLC
("HoldCo"), DukeNet
OpCo, LLC (eventual
successor to DukeNet
Communications LLC Successor to DukeNet Communications, LLC "OpCo") and Alinda Tele-com Investor I, L.P. ("Alinda I") and Alinda Telecom Investor II, L.P. ("Alinda II" and, together with Alinda I, "Investor") with Alinda I, "Invēstor") (collectively, "Applicants") have filled an Application for approval of a merger of DukeNet with and Into OpCo, resulting in ultimate joint ownership of OpCo by Duke Energy and Investor. The Application was filled pursuant to S.C. Code Ann. Section 58-9-310. At the time of the merger, customers the merger, customers will not experience any change in their services, rates, terms or conditions of such service, or in the name of their service provider.

According to the Application, DukeNet is authorized by the Commission to provide local exchange and exchange access telecommunications services and interexchange telecommunications services in South Carolina. Follow-ing the merger, OpCo will become the surviving enlity. OpCo will have the same staff, assets, services and name as DukeNet and, therefore, the Applicants have requested that the Commission approve the transfer of the DukeNet certificates (issued under Order Nos. 1998-825 and 1995-1353) to OpCo.

A copy of the Application is on file in the offices of the Commission, 101 Executive Center Drive, Columbia, South Caroli-na 29210 and on the Commission's website at Commission's website at www.psc.sc.gov under bocket Numbers 2010-240-C, 1998-376-C and 1995-371-C. A copy of the Application is also available from Faye Flowers, Esquire, Parker Poe Adams & Bernstein, LLC, 1201 Main St., Sulte 1450, Columbia, SC 29201. SC 29201.

THE STATE MEDIA CO., INC. Columbia, South Carolina publisher of

The State

STATE OF SOUTH CAROLINA COUNTY OF RICHLAND

Personally appeared before me, Brian Nalepa, Advertising Operations Manager of THE STATE, and makes oath that the advertisement,

Notice of Filing, Docket numbers 2010-240-C, 1998-376-C, 1995-371-C, for DukeNet to merge with and into OpCo

was inserted in THE STATE, a daily newspaper of general circulation published in 900, Columbia, South Carolina 29201, and the City of Columbia, State and County aforesaid, in the issue(s) of

1401 Main Street, South Carolina 29201, and Faye A. Flowers, South Carolina 29201, and indicate the amount of lime required for his pre-

Subscribed and sworn to before me

on this day

July 22, 2010

Kerren L. Book

Notary Public

My commission expires September 25, 2016

"Errors- the liability of the publisher on account of errors in or omissions from any advertisement will in no way exceed the amount of the charge for the space occupied by the item in error, and then only for the first incorrect insertion."

public hearing, scheduled, will be held in Columbia, South Carolina, in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from and other evidence from all interested parties regarding this Applica-tion. The time and date of this hearing will be fur-nished to all interested parties at a later date.

Any person who wishes

to participate in this mat-ter, as a party of record with the right of crossexamination, should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure on or before August 19, 2010, and Indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene refer to Docket Nos. 2010-240-C, 1998-376-C and 1995-371-C.

Any person who wishes to testify and present evidence at the hearing should notify the Clerk's Office, in writing, at the address below, the Office of Regulatory Staff at 1401 Main Street, Suite

time required for his presentation. Please refer to Docket Nos 2010-240-C, 1998-376-C and 1995-371-C.

Any person who wishes to be notified of any to be notified of any change in the hearing, but does not wish to present testimony or be a party of record, may do so by notifying the Clerk's Office, in writing, at the address below on or before August 19: 2010. Please refer to Docket Nos. 2010-240-C. 1998-376-C and 1995-371-C. PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part

ments considered as part of the official record of this proceeding MUST present such comments, in person, to the Commission during the hear-

mission guing the indi-ing. Persons seeking infor-mation about the Com-mission's Procedures should contact the Com-mission at (803) 896-5100. Public Service Commis-

Public Service Commis-sion of South Carolina Alln: Clerk's Office Post Office Drawer 11649

. Columbia, South Carolina 29211

AFFIDAVIT OF PUBLICATION

The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

07/21/10 Wed PC 07/21/10 Wed CNW

at a cost of

\$365.34

Account#

106788

Order#

351433

P.O. Number:

117500

Subscribed and swarn to before

day

A.D.

My commission expires

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

CLERK'S OFFICE

NOTICE OF FILING

DOCKET NOS. 2010-240-C, 1998-376-C & 1995-371-C

1998-376-C & 1995-371-C

Duke Energy Corp. ("Duke Energy"), Duke Energy Services, Inc. ("DES"), DukeNet Communications, LLC ("DukeNet"), DukeNet Communications Holdings, LLC ("HoldCo"), DukeNet Communications Holdings, LLC ("HoldCo"), DukeNet Communications, LLC ("Opto"), DukeNet Communications, LLC ("Opto"), and Alinda Telecom Investor I, L.P. ("Alinda II") and Alinda Telecom Investor II, L.P. ("Alinda II") and Inio Opto, resulling in ullimate ioin ownership of Opto by Duke Energy and Investor. The Application was filed pursuant to S.C. Code Ann. Section 58-9-310. Al the time of the merger, customers will not experience any change in their services, raise, terms or conditions of such service, or in the Amen of their service providek.

According to the Application of the Application DukeNet Is authorized.

service providek.

According to the Application, DukeNet is authorized by the Commission to provide local exchange and exchange access telecommunications services in South Carolina. Following the merger, OpCo will become the striviving entity. OpCo will have the same staff, assets, services and name as DukeNet and, therefore, the Applicants have requested that the Commission approve the transfer of the DukeNet certificates (issued under Order Nos. 1998-825 and 1995-1353) to OpCo.

A copy of the Application is on file in the offices of the Commission, 101 Executive Center Drive, Columbia, South Carolina 29210 and on the Commission's websile al www.psc.sc.gov under Dockel Numbers 2010-240-C, 1998-376-C and 1995-371-C. A copy of the Application is also available from Faye Flowers, Esquire, Parker Poe Adams & Bernstein, LLC, 1201 Main St., Sulle 1450, Columbia, SC 29201.

A public hearing, if scheduled, will be held in Columbia, South Carolina, in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all interested partiles regarding this Application. The time and date of this hearing will be furnished to all interested parties at a later date.

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Any person who wishes to lestify and present evidence at the hearing should notify the Clerk's Office, in writing, at the address below, the Office of Regulatory Staff at 1401 Main Street, Suite 900, Columbia, South Carolina 29201, and Fave A. Flowers, Esquire, at the above address, on or before August 19, 2010, and Indicate the amount of Ilme required amount of Ilme required for the Staff of the Staff of

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Persons seeking informa-tion about the Commis-sion's Procedures should contact the Commission at (803) 896-5100.

Public Service Commission of South Carolina Attn: Clerk's Office Post Office Drawer 11649 Columbia, SC 29211 7/19/10 AD# 351433 AD# 351433

The Greenville News

greenvilleonline.com

AFFIDAVIT

, Suxun Mellinaso, being		ing the		
Advertising Sales Agent for Gannett, Inc., do hereby testify that				
the attached legal ad was published on				
Jus. July 20		2010,		
in The Greenville News and/or The Tribur	ne Times.			
	4628808 PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA CLERK'S OFFICE	change access tele communications ser clees and interexchar telecommunications services in South Cai Jina. Following the come the surviving et itity. Opco will have same staff, assets, services and name a DukeNet and, therefor the Applicants have r quested that the Corn inssion approve the transfer or the DukeNet and, continued to the communication approve the continued to the		
Suran Mullingio Sales Agent Carlette H Blor	NOTICE OF FILING DOCKET NOS. 2010-240-C, 1998-376-C & 1995-371-C Dulke Energy Corp. ("Duke Energy"), Duke Energy Services, Inc. ("DES"), DukeNet Cormmunications, LLC ("DukeNet"), DukeNet VentureCo, Inc. ("Seller"), DukeNet Communications Holdings, LLC ("HoldCo"), DukeNet Communications Holdings, LLC ("HoldCo"), DukeNet Communications Holdings, LLC ("HoldCo"), DukeNet Communications ("HoldCo"), DukeNet Communications ("Green and Communications ("ChildCo")) DukeNet Communications ("ChildCo"), Du	certificates (Issued u der Order Nos. 1998-8 and 1995-1353) to Opt A copy of the Applica tion Is on file in the of fices of the Commis sion, 101 Executive Ce ter Drive, Columbia, South Carolina 29210 and on the Commis sion's website at www.psc.sc.gov under Docket Numbers 2010- 1992-1998-376-C and 1993-376-C and 1994-1916-Cation Is also available and the properties flowers, Esquire, Par Ker Poe Adams & Bern stein, LLC, 1201 Main St., Suite 1450, Colum bia, SC 29201. A public hearing, if scheduled, will be held in Columbia, South Car olina, in the offices of the Commission at the		
Carlotta G. Bell Notary Public for the State of South Carolina My Commission Expires August 16, 2010	successor to DukeNet Communications, LtC "OpCo") and Alinda Telecom Investor IL.P. ("Alinda I") and Iinda Telecom Investor II.P. ("Alinda I") and Iinda Telecom Investor II.L.P. ("Alinda II" and Iinda I") and Iinda I" and Iinda II" and Iinda III and Iinda Iinda III and III	in Columbia, South Car- olina, in the offices of the Commission at the above address, for the purpose of receiving testimony and other evidence from all inter ested parties regarding this Application. The time and date of this time and date of this time and date of this time and linter fact Any person who wises to participate in this natter, as a party of re cord with the right of cross-examination, should file a Petition to Intervene in accor dance with the Com mission's Rules of Prac tice and Procedure on or before August 19, 2010, and Indicate the amount of time re quired for his presenta tion. Please include an		

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Name Garler Poe adams & Barnstein

The Herald

Rock Hill, S.C.

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Cost of Advertisement	Cost of Affidavit	COTAL	CTATE OF COLUMN

STATE OF SOUTH CAROLINA County of York

Janice Ross

of The Hearld, a newspaper published in York County, South Carolina, being duly sworn, certify that the attached advertisement of:

NOTICE

7-24-10

of TheHerald (Signed)

Sworn to and subscribed before me this 24 day of Notary Public for South Carolina

My Commission Express August 29, 2015. My commission expires

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Duke Energy Corp. ("Duke Energy"), Duke Energy Services, Inc. ("Dukesty Dukesty), Dukesty, LLC ("Dukesty"), Dukesty Communications, LLC ("Dukesty"), Dukesty Communications Holdings, LLC ("Holdicy"), Dukesty Communications Holdings, LLC ("Coledicy"), Dukesty Communications LLC ("Opc.") and Alinda Telecom Investor II, L.P. ("Alinda I") and Alinda Telecom Investor II, L.P. ("Alinda I") and Alinda Telecom Investor III, L.P. ("Alinda I") and Alinda Telecom Investor III. The III. The III and III nave filed an Application for approval of a merger of DukeNet with and into OpCo, resulting in ultimate joint ownership of OpCo by The Application was filed pursuant to (collectively, "Applicants") Duke Energy and Investor. The Application was med pursue. S.C. Cade Ann. Section 58-9-310. At the time of the merger, custom ers will not experience any change in their services, rates, terms anditions of such service, or in the name of their service provider

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No. 8359714

Filed

On (date) 7-24-10

OF PUBLICATION OF LEGAL NOTICE IN CERTIFICATION

The Herald

Rock Hill, York Co., S.C. for

week(s), beginning

Paid

Date

EXTRA CHARGE FOR LOST

DUPLICATE AFFIDAVITS

PLEASE DO NOT DESTROY! THIS IS AN IMPORTANT LEGAL DOCUMENT.

Aiken Standard

Aiken, South Carolina 29801

STATE OF SOUTH CAROLINA COUNTY OF AIKEN Personally appeared before me APRIL HAMMOND of the Aiken Standard, a seven day per week newspaper published in Aiken, South Carolina, and made oath in due form of law that the Advertisement of PARKER POE ADAMS & BERNSTEIN LLP

appeared in the Aiken Standard on the following dates, vis:

07/23/2010

SWORN and subscribed to before me

this 27th day of July, 2010

Notary Public

for the State of South Carolina

MY COMMISSION EXPIRES SEPTEMBER 29, 2016

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA CLERK'S OFFICE NOTICE OF FILING

DOCKET NOS. 2010-240-C, 1998-376-C & 1995-371-C

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Public Service Commission of South Carolina Attn: Clerk's Office Post Office Drawer 11649 Columbia, South Carolina 29211

JULY 23, 2010